

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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MD Kabir On Behalf of Himself And All Others  
Similarly Situated,

Plaintiff(s),

08 Civ. 4330 (CM) (DFE)

-against-

**ORDER**

581 5<sup>th</sup> Ave. Gifts, LLC,

Defendant(s),  
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It having been reported to this Court that the above entitled action has been settled,

IT IS ORDERED that the action be, and the same hereby is, discontinued with prejudice but without costs; provided, however, that if settlement is not consummated within sixty (60) days of the date of this order, either party may apply by letter for restoration of the action to the calendar of the undersigned. Any such application must be made before the sixty (60) days have expired, or it will be denied. Any such application timely made will be granted.



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Colleen McMahon, U.S.D.J.

Dated: New York, New York  
August 4, 2008

USDS SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: 8/4/08
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